

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

DEUTSCHE BANK NATIONAL TRUST  
COMPANY, solely in its capacity as  
Trustee for MORGAN STANLEY  
STRUCTURED TRUST I 2007-1,

Plaintiff,

v.

MORGAN STANLEY MORTGAGE  
CAPITAL HOLDINGS LLC, as Successor-  
by-Merger to MORGAN STANLEY  
MORTGAGE CAPITAL INC,

Defendant.

No. 14-CV-3020 (KBF)

**STIPULATION OF VOLUNTARY DISMISSAL**

WHEREAS Plaintiff Deutsche Bank National Trust Company, solely in its capacity as Trustee for the Morgan Stanley Structured Trust I 2007-1 and Defendant Morgan Stanley Capital Holdings LLC, have reached a settlement agreement in this action;

IT IS HEREBY STIPULATED AND AGREED, by and between the parties through their undersigned counsel, that this action is DISMISSED WITH PREJUDICE pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). Each party shall bear costs, fees, and expenses as dictated by the settlement agreement.

**SO ORDERED:**



HON. KATHERINE B. FORREST  
UNITED STATES DISTRICT JUDGE

APR 04 2018

Dated: April 3, 2018  
New York, New York

By: /s/ Steven F. Molo

Steven F. Molo  
Robert K. Kry  
Justin V. Shur  
Lauren M. Weinstein  
MOOLAMKEN LLP  
430 Park Avenue  
New York, NY 10022  
(212) 607-8160

*Attorneys for Plaintiff*

By: Craig T. Cagney

Brian S. Weinstein  
Elisabeth Grappando  
Alan J. Tabak  
Matthew Cormack  
Craig T. Cagney  
DAVIS POLK & WARDWELL LLP  
450 Lexington Ave.  
New York, NY 10017  
(212) 450-4000

*Attorneys for Defendant*